

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Is re application of:

Avi J. ASHKENAZI, et al.

Application Serial No. 09/978,375

Filed: October 16, 2001

For: **SECRETED AND  
TRANSMEMBRANE  
POLYPEPTIDES AND NUCLEIC  
ACIDS ENCODING THE SAME**

) Examiner: Angell, Jon E.

) Art Unit: 1635

) Confirmation No. 4717

) Attorney's Docket No. 39780-2630 P1C24

) Customer No. 35489

---

EXPRESS MAIL LABEL NO. EV 582 622 833 US

Date Mailed: November 1, 2005

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

**MAIL STOP AMENDMENT**

Commissioner for Patents

PO Box 1450

Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy is provided of each foreign patent, each publication other than U.S. patents and U.S. patent application publications, and each cited pending unpublished U.S. application along with a concise explanation of information in a foreign language pursuant to 37 C.F.R. §§1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. Form Supplemental PTO-1449 is enclosed and the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

11/07/2005 WABDELRI 00000091 081641 09978375


01 FC:1806

180.00 DA

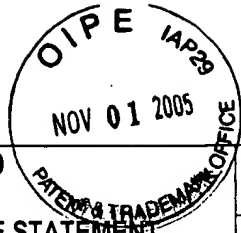
- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
- ☐ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☒ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; **or**
- ☒ a fee of **\$180.00** as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ **Fee Authorization.** The Commissioner is hereby authorized to charge the above-referenced fees of **\$180.00** and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. **08-1641 (Attorney's Docket No. 39780-2630 P1C24).**

Respectfully submitted,

Dated: November 1, 2005

  
Barrie D. Greene (Reg. No.46,740)

**HELLER EHRMAN LLP**  
275 Middlefield Road  
Menlo Park, California 94025-3506  
Telephone: (650) 324-7000  
Facsimile: (650) 324-0638



Form PTO-1449				Attorney's Docket No. 39780-2630 P1C24		Application Serial No. 09/978,375		
INFORMATION DISCLOSURE STATEMENT				Applicant(s) Avi J. ASHKENAZI et al.				
(use several sheets if necessary)				Filing Date: October 16, 2001		Group Art Unit: 1635		
U.S. PATENT DOCUMENTS								
Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date (if appropriate)	
FOREIGN PATENT DOCUMENTS								
Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Translation	
							YES	NO
OTHER DOCUMENTS								
(including author, title, date, pertinent pages, etc.)								
Examiner Initials	Ref. No.	Title						
	1.	Dayhoff, Accession No.: P_AAB65293, WO 200073454-A1, Pub Date: December 7, 2000, A. J. Ashkenazi et al.						
	2.	Dayhoff, Accession No.: P_AAB48108, WO 200069885-A2, Pub Date: November 23, 2000, Y. Pan et al.						
	3.	Dayhoff, Accession No.: P_AAB33430, WO 200053758-A2, Pub Date: September 14, 2000, A. J. Ashkenazi et al.						
	4.	Dayhoff, Accession No.: P_AAB44248, WO 200053756-A2, Pub Date: September 14, 2000, A. J. Ashkenazi et al.						
	5.	Dayhoff, Accession No.: P_AAY41692, WO 9946281-A2, September 16, 1999, W. I. Wood et al.						
	6.	Dayhoff, Accession No.:AAH09371, Direct Submission, Submitted: June 12, 2001, R. Strausberg.						
	7.	Dayhoff, Accession No.:BAB15347, Direct Submission, Submitted: August 29, 2000, S. Sugano et al.						
	8.	Dayhoff, Accession No.: P_AAB48147, WO 200069885-A2, Pub Date: November 23, 2000, Y. Pan et al.						
	9.	Dayhoff, Accession No.: P_AAB48146, WO 200069885-A2, Pub Date: November 23, 2000, Y. Pan et al.						
	10.	Dayhoff, Accession No.: P_AAB48145, WO 200069885-A2, Pub Date: November 23, 2000, Y. Pan et al.						
	11.	GenBank, Accession No.: P_AAF44262, WO 200073454-A1, Pub Date: December 7, 2000, A. J. Ashkenazi et al.						
	12.	GenBank, Accession No.: P_AAC58595, WO 200053758-A2, Pub Date: September 14, 2000, A. J. Ashkenazi et al.						
	13.	GenBank, Accession No.: AK026068, Direct Submission, Submitted: August 29, 2000, S. Sugano et al.						
	14.	GenBank, Accession No.: BC009371, Direct Submission, Submitted: June 12, 2001, R. Strausberg.						

EXAMINER:	DATE CONSIDERED:
EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.	
*If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by or submitted to the PTO in a prior application that is identical in the statement and relied upon for an earlier filing date under 35 U.S.C. §120. 37 C.F.R. §1.98 (d).	